

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ZUBAIR R. TAALIBUDDEEN,	:	CIVIL NO.: 1:22-CV-01354
	:	
Plaintiff,	:	
	:	(Magistrate Judge Schwab)
v.	:	
	:	
	:	
NEWBERRY TOWNSHIP, <i>et al.</i> ,	:	
	:	
Defendants.	:	

**ORDER**

January 24, 2024

For the reasons set forth in the Memorandum Opinion filed concurrently with this Order, **IT IS ORDERED** that the partial motion (*doc. 20*) to dismiss filed by Newberry Township and Officer Klinefelter is **GRANTED IN PART** and **DENIED IN PART** as follows: the motion is **GRANTED** to the extent that the *Monell* claim against Newberry Township (Count V) is dismissed and the defamation claim in Count VI against Officer Klinefelter is dismissed; the motion is **DENIED** in all other respects. **IT IS FURTHER ORDERED** that the motion (*doc. 21*) to dismiss filed by Walmart is **GRANTED IN PART** and **DENIED IN PART** as follows: the motion is **GRANTED** to the extent that the assault, battery,

and defamation claims in Count VI against Walmart are dismissed; the motion is **DENIED** in all other respects.

**S/Susan E. Schwab**

Susan E. Schwab

United States Magistrate Judge